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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

MICHAEL GRECCO
PRODUCTIONS, INC.,

Plaintiff,

v.

TIKTOK INC.,

Defendant.

Case No. 2:24-CV-04802-FLA-MAR

**DECLARATION OF J. MICHAEL
KEYES IN SUPPORT OF
DEFENDANT'S MOTION TO
DISMISS AMENDED COMPLAINT**

Hon. Fernando L. Aenlle-Rocha

Date: October 4, 2024

Time: 1:30 p.m.

Courtroom: 6B

Amended Complaint filed:
August 15, 2024

1 I, J. Michael Keyes, hereby declare as follows:

2 1. I am a partner with the law firm of Dorsey & Whitney LLP. I am over
3 the age of 18 and am counsel of record for Defendant TikTok Inc. (“Defendant” or
4 “TTI”) in the above-referenced action.

5 2. I make and submit this declaration in connection with Defendant’s
6 Motion to Dismiss the Amended Complaint filed by Plaintiff Michael Grecco
7 Productions, Inc. (“Plaintiff”).

8 3. On July 29, 2024, I participated in a meet and confer with Plaintiff’s
9 counsel to discuss Defendant’s Motion to Dismiss. The meet and confer was
10 conducted via Zoom.

11 4. At the meet and confer, we discussed issues relating to Plaintiff’s
12 ownership of the copyright registrations for each photograph at issue and Plaintiff’s
13 allegations of direct copyright infringement, vicarious copyright infringement, and
14 contributory copyright infringement.

15 5. Following the meet and confer, the parties agreed to a fourteen (14) day
16 extension of time for Defendant to respond to the Complaint. *See* Dkt. 22.

17 6. Plaintiff filed an Amended Complaint on August 15, 2024. Dkt. 23.

18 7. Plaintiff’s allegations of direct copyright infringement, vicarious
19 copyright infringement, and contributory copyright infringement are the same in the
20 Amended Complaint as they were in Plaintiff’s original Complaint.

21 8. The parties were unable to resolve the issues addressed in Defendant’s
22 Motion to Dismiss.

23 I certify under penalty of perjury under the laws of the United States and the
24 State of California that the foregoing is true and correct.

25 Executed this 29th day of August, 2024 in Spokane, Washington.

26
27 /s/ J. Michael Keyes

28 J. Michael Keyes

CERTIFICATE OF SERVICE

I hereby certify that on August 29, 2024, a true and correct copy of the foregoing was filed electronically using the Court's CM/ECF system, which shall send notification of such filing to all counsel of record. Any counsel of record who has not consented to electronic service through the Court's CM/ECF system will be served by electronic mail.

/s/ J. Michael Keyes
J. Michael Keyes, SBN 262281